



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
CRIMINAL JUSTICE

Tuesday, October 13, 2015

9:00 a.m.

Room 327 House Office Building

The House Standing Committee on Criminal Justice was called to order by the Chair.

Members present: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Members absent/excused: None.

Representative Afendoulis moved to adopt the October 6, 2015, minutes. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4767, HB 4768, HB 4769, and HB 4864 before the committee:

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| HB 4767 (Kivela) | Crimes; controlled substances; attempt to solicit another person to purchase ephedrine or pseudoephedrine for purpose of manufacturing methamphetamine; prohibit, and provide penalties. |
| HB 4768 (Kivela) | Criminal procedure; sentencing guidelines; sentencing guidelines for crime of attempting to solicit another person to obtain ephedrine or pseudoephedrine; revise to reflect. |
| HB 4769 (McBroom) | Crimes; controlled substances; penalties for manufacture of methamphetamine near a school or library; increase. |
| HB 4864 (Kivela) | Crimes; controlled substances; attempt to commit "smurfing" crime; provide for 5-year stop-sale alert after conviction. |

Representative Afendoulis moved to report HB 4767 with recommendation. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Representative Lucido moved to report HB 4768 with recommendation. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.

Pass: None.

Representative Webber moved to report HB 4769 with recommendation. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Webber moved to report HB 4864 with recommendation. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

The Chair laid the committee at ease, the time being 9:05 a.m.

The Chair brought the committee back to order, the time being 9:06 a.m.

The Chair laid HB 4321 before the committee:

HB 4321 (Lucido) Criminal procedure; search and seizure; warrant requirement to search a premises; provide for resident consent exception.

Substitute (H-1) and an amendment were previously adopted on 09/22/2015.

The following people submitted a card in support of the bill, but did not wish to speak:

John Shea, representing the Criminal Defense Attorneys of Michigan.

Shelli Weisberg, representing the American Civil Liberties Union of Michigan.

Ben Bodkin, representing the Michigan Sheriffs Association, submitted a card in opposition to the bill, but did not wish to speak.

Representative Lucido moved to adopt substitute (H-2) to HB 4321. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Lucido moved to report HB 4321 with recommendation, as substitute (H-2). The motion prevailed 6-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Hovey-Wright, Chang.

Nays: None.

Pass: Rep. Guerra.

The Chair laid HB 4833 and HB 4834 before the committee:

HB 4833 (Cox)	Health; abortion; partial-birth abortion provision; modify to include dismemberment abortion.
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HB 4834 (Cox)	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of performing dismemberment abortion; enact.
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Representative Cox testified in support of her bills. Questions and discussion followed.

Dr. Daniel Wechter, representing himself as an OB-GYN, testified in support of HB 4833. Questions and discussion followed.

Ed Rivet, representing the Right to Life of Michigan, testified in support of HB 4833. Questions and discussion followed.

Dr. Matthew Allswede, representing the American Congress of OB-GYNs, testified in opposition to the bills. Questions and discussion followed.

Bobbie Walton, representing Michigan's National Organization for Women, testified in opposition to the bills.

Mary Pollock, representing Michigan's American Association of University Women, testified in opposition to the bills. Questions and discussion followed.

Brook Tucker and Shelli Weisberg, representing the American Civil Liberties Union of Michigan, testified in opposition to the bills. Questions and discussion followed.

Dr. Gary Doublesteain, representing himself as an OB-GYN, testified in support of HB 4833.

Rebecca Mastee, representing the Michigan Catholic Conference, submitted a card in support of the bill, and was available for additional questions.

The following people submitted a card in support of the bills, but did not wish to speak:

Dan Jarvis, representing the Michigan Family Forum.

James Muffett, representing the Citizens for Traditional Values.

The following people submitted a card in opposition to the bills, but did not wish to speak:

Sarah Pearl, representing herself as an OB-GYN.

Leigh Benning, M.D., representing herself.

Mohammad Islam, representing Sparrow OB-GYN residency and herself.

Justin Rutt, D.O., representing himself.

Nicole McGraw, D.O., representing herself.

Sheila Drnec, representing herself.
Kristin Koskela, M.D., representing herself.
Renee Stevens, representing herself.
Laura Meyer, representing the National Organization for Women, Lansing area.
Shelly Miller, representing Scotsdale Women's Center.
Victoria Moore, representing herself.
Angela Cooke, representing herself.
Mary Belden, representing herself.
Jessica Porist, representing herself.
Jamie Clark, representing herself.
Kim Herring, representing herself.
Kimberly Buddin, representing herself.
Julia Henshaw, representing herself.
Judy Karandjeff, representing the League of Women Voters.
Lydia Lanni, representing herself.
Amanda West, representing Planned Parenthood Advocates of Michigan.
Amanda Stacer, representing herself.
Merissa Kovach, representing herself.
Shannon Paguette, representing herself.
Cristina Suliz, representing the Michigan National Organization for Women.
Renee Chehan, representing Northland Family Planning.
Lara Chelian, representing Northland Family Planning and Michigan Lead Coalition.
Dani Vilella, representing herself.
Patrice Vrona, representing herself.
John Considino, representing himself.
Karan Linnell, representing the American Association of University Women.
Fiona Hert, representing herself.
Vicki Beebe, representing herself.
Lauren Bacans, representing herself.
Kimberly Beebe, representing Oakland/Macomb Counties National Organization for Women.
Connie Hutchinson, representing herself.
Jennifer Hugue, representing herself.
Anise Burrell, representing herself.

There being no further business before the committee, the Chair adjourned the meeting at 10:33 a.m.

Representative Kurt Heise, Chair _____
Angie Lake, Committee Clerk
House Criminal Justice Committee